

109TH CONGRESS
2D SESSION

S. 1219

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2006

Referred to the Committee on Resources

AN ACT

To authorize certain tribes in the State of Montana to enter into a lease or other temporary conveyance of water rights to meet the water needs of the Dry Prairie Rural Water Association, Inc.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. TEMPORARY CONVEYANCE OF WATER RIGHTS**
 2 **TO DRY PRAIRIE RURAL WATER ASSOCIA-**
 3 **TION, INC.**

4 (a) IN GENERAL.—The Assiniboine and Sioux Tribes
 5 of the Fort Peck Indian Reservation, Montana (referred
 6 to in this section as the “Tribes”) may, with the approval
 7 of the Secretary, enter into a lease or other temporary con-
 8 veyance of water rights recognized under the Fort Peck-
 9 Montana Compact (Montana Code Annotated 85–20–201)
 10 with the Dry Prairie Rural Water Association, Incor-
 11 porated (or any successor non-Federal entity) for the pur-
 12 pose of meeting the water needs of that association, in
 13 accordance with section 5 of the Fort Peck Reservation
 14 Rural Water System Act of 2000 (Public Law 106–382;
 15 114 Stat. 1454).

16 (b) CONDITIONS OF LEASE.—With respect to a lease
 17 or other temporary conveyance described in subsection
 18 (a)—

19 (1) the term of the lease or conveyance shall
 20 not exceed 100 years; and

21 (2)(A) the lease or conveyance may be approved
 22 by the Secretary without monetary compensation to
 23 the Tribes; and

24 (B) the Secretary shall not be subject to liabil-
 25 ity for any claim relating to any compensation or

1 consideration received by the Tribes under the lease
2 or conveyance.

3 (C) NO PERMANENT ALIENATION OF WATER.—

4 Nothing in this section authorizes a permanent alienation
5 of any water by the Tribes.

Passed the Senate February 1, 2006.

Attest: EMILY J. REYNOLDS,
Secretary.